

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

EL NUEVO DIA, INC.)
)
Plaintiff)
)
VS.) CIVIL ACTION NO. CV 98-1546 (JP)
)
UNITED STEELWORKERS OF)
AMERICA, AFL-CIO-CLC,)
)
Defendant.)

USWA'S MOTION FOR SUMMARY JUDGMENT

The United Steelworkers of America, AFL-CIO-CLC, respectfully move the Court for an order granting summary judgment on its counterclaim seeking enforcement of the arbitration award. The USWA seeks prejudgment interest on the monies owed under the award and attorney fees and costs.

As grounds for this motion, the USWA relies on the Memorandum of Law filed in opposition to El Nuevo Dia's petition to vacate and in support of USWA's motion for summary judgment, the pleadings on file (including attachments to the Notice of Removal and the Joint Initial Scheduling Conference Memorandum) and its evidentiary submission which consists of the collective bargaining agreement and the arbitration award at issue.

Respectfully submitted,

/s/ Richard P. Rouco

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Certificate of Service

I certify that on this the ____ day of April, 2004, I served a copy of the forgoing via U.S. Mail first class on the following counsel of record:

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